

October 1992

1991-1992 Annual Report

Georgia State University College of Law

Marjorie L. Girth

Follow this and additional works at: <https://readingroom.law.gsu.edu/annual>

Institutional Repository Citation

Georgia State University College of Law and Girth, Marjorie L., "1991-1992 Annual Report" (1992). *Annual Reports*. 11.
<https://readingroom.law.gsu.edu/annual/11>

This Article is brought to you for free and open access by the Historical Materials at Reading Room. It has been accepted for inclusion in Annual Reports by an authorized administrator of Reading Room. For more information, please contact mbutler@gsu.edu.

ANNUAL

REPORT

1991 - 1992

GEORGIA STATE UNIVERSITY

ANNUAL REPORT

FY 1992

COLLEGE OF LAW

MARJORIE L. GIRTH, DEAN

A. OVERVIEW

The College of Law continued its tradition of excellent performance during 1991-92. Thirty full-time faculty taught approximately 600 individual students who were enrolled in full-time and part-time legal education programs. The number of part-time registrants meant that 541 "full-time-equivalent" students were served during 1991-92.

The faculty and students enjoyed the support of a dedicated professional staff. A hiring freeze that was effective throughout most of the academic year meant that the pre-existing staff had to handle an extraordinary workload for a sustained period of time. Their efforts to assist our students, applicants and graduates under these difficult circumstances were crucial to our efforts to maintain a consistent standard of excellence.

A standard way of measuring the quality of legal education is to focus on graduates' success in passing the bar examination. Georgia State's students had very high rates of success on both the July, 1991, and the February, 1992, Georgia bar examinations. They ranked first among the four accredited law schools in July and second, with an overall pass rate of 93.2%, behind Emory in February.

Our students' accomplishments reflect very well on the efforts of the faculty, who continue to do excellent work in the traditional academic arenas of teaching, research and service. Details concerning their individual accomplishments appear below in section B 2 a. As part of GSU's increasing emphasis on research, and in reaction to the University's constrained budgetary resources, members of the law faculty more frequently sought external funding for their research efforts than they had in previous academic years.

To date we have managed to maintain diversity of race, gender and professional interests within our faculty, staff and student populations. We believe that this particular tradition serves us very well in assuring that any possibility of our being isolated from current developments in public discourse, legal theory and educational methods will be kept at a minimum. In particular, the students in our evening program are often able to contribute valuable insights from their employment or longer experience with life's challenges.

The College achieved accreditation by the American Bar Association in 1990. Our primary institutional goal in the next two years is to achieve accreditation by the Association of American Law Schools. Dean Jeffrey Lewis of the University of Florida is the College's consultant on "readiness" for AALS accreditation. He has identified the following categories in which the College needs resources in order to achieve "readiness": 1) to hire additional

full-time faculty so that we can offer a "comprehensive" curriculum in both our day and evening programs; and 2) to increase our faculty members' academic year salaries and faculty development support to levels that would be competitive on an external comparison (or "market") basis. AALS accreditation is essential to enabling our faculty members to participate fully in the legal education profession. In addition, the absence of AALS accreditation impedes our hiring efforts with candidates who prefer institutions that can give them access to a full range of professional development opportunities.

We also need to be able to maximize the potential of our Lawyers' Skills Development Program. Several factors have combined to enable us to assume a leadership role for at least this region in this facet of legal education. Professor Mark Kadish, an experienced litigator whose talents are respected by professionals throughout the region, directs our program. Our location makes staffing and attending skills development programs comparatively easy. Moreover, Emory Law School has canceled its master's degree program in litigation and may be reducing its overall commitment of resources to skills development training.

Our very fine law library also needs additional support in order to maintain the quality of its operations. The library's acquisitions budget has been reduced from earlier levels and needs to be replenished. Because our law librarians serve the public beyond the immediate College of Law community, maintaining a tradition of excellence in our library operations is beneficial to the reputation of the entire University.

Although our present facilities serve us well, we are operating almost at capacity now. Opportunities for new programming will soon require additional space if we are to adequately house our operations. With the flexibility that will result from the University's acquisition of additional downtown space, the College hopes to be able to expand upward in the Urban Life building rather than to seek either to move or to create a new law school building.

B. HIGHLIGHTS of 1991-92

1. The College's accomplishments

a. Successful leadership transitions despite budget constraints

As a unit, the College experienced two transitions in leadership during the 1991-92 academic year. Acting Dean Ronald W. Blasi assumed his leadership responsibilities, succeeding Dean Marjorie Knowles on July 1, 1991. The College's third permanent dean, Marjorie L. Girth, began her service on January 2, 1992. Each dean has her or his own decision-making style, and it is a tribute

to the faculty and the staff that these transitions were handled in such a cooperative manner.

Early in these transitions, the State of Georgia experienced a budget crisis that reverberated through the University system. As part of Georgia State University's plan for reduction of expenditures, the College of Law experienced a \$220,000 permanent budget reduction. Through skillful management, the College was able to absorb this significant budget cut without terminating employees. However, monies for three vacant staff and one vacant faculty position were lost, all equipment money was given back, and sizeable reductions were sustained in the categories of part-time faculty, graduate assistants and travel and supply funds. While hardly a "highlight" in the traditional sense, the College's ability to function very well despite these reductions is a substantial accomplishment.

b. Creation and funding of our first live-client clinic

Despite these fiscal stringencies, Ron Blasi continued planning for the College's first live-client clinic. Funding proposals are still pending with several governmental and private sources. However, in the fall semester of 1992-93, we will be able to begin a pilot operation that will assist taxpayers with post-audit disputes, thanks to the generosity of a local donor, the Trammell Foundation. Its gift provides \$30,000 for operating expenses in each of the next three academic years, plus \$50,000 for an endowment if we can raise an additional \$150,000 in endowment funds by 1995. We believe that having students exposed to the ambiguities and substantive issues inherent in live-client representation will provide a very valuable addition to our current academic program.

c. Faculty additions and major lectures

The College also succeeded in recruiting Professor Stephen J. Wermiel, who will join us this summer as an associate professor. Professor Wermiel was the Lee Distinguished Visiting Professor of Law at William and Mary Law School during 1991-92. Before that time, he was the Wall Street Journal's Supreme Court and law correspondent. He is also Justice William Brennan's authorized biographer. We look forward to adding his expertise in fields such as media, education and telecommunications law to our academic program.

During the spring semester, the College enjoyed periodic visits from Professor Frank R. Kennedy, who served as our first distinguished visiting professor funded by the Southeastern Bankruptcy Law Institute grant that Dean Marjorie Knowles announced last year. Frank Kennedy is the Thomas M. Cooley Professor of Law, Emeritus, at the University of Michigan Law School and has long served the public in various capacities, including as the executive

director of the Commission on Bankruptcy Laws in the early 1970's. That Commission's report provided extensive background for the complete revision of the bankruptcy laws in the Bankruptcy Reform Act of 1978.

The Henry J. Miller Lectures continued to bring outstanding speakers to the College. Professor Hal S. Scott, Harvard Law School's Nomura Professor of International Financial Systems spoke on "Regulation of International Banking Post-BCCI" in November. Professor Walter J. Wadlington, who is the James Madison Professor of Law and Professor of Legal Medicine at the University of Virginia, presented "No-Fault Compensation for Birth-Related Neurological Injury: Past Experience and Future Problems" as the spring semester's lecture. The College is very grateful for the Loridans Foundation grants that fund these visits, which also include informal sessions with law faculty and students.

d. Development Office activities

The College's Development Office also achieved substantial results this year. Carol Brantley, our Development Director, and Professor Mark Kadish obtained a \$50,000 grant from the Georgia Civil Justice Foundation that enabled us to establish our first endowed scholarship fund. It will provide an annual award of \$2500 for an outstanding trial advocacy student. Significant steps taken in order to build the graduates' giving program were the implementation of a class captain system for the Annual Fund drive that Adam Jett ('84) chaired, and a leadership gifts effort. Overall giving by the graduates of this very young College is expected to exceed \$12,000 by the end of this fiscal year, an increase of approximately 15% from the 1990-91 results.

The Law Alumni Club is led by a well-organized and active group of graduate leaders. Robert Dallas ('89) succeeded Carol Geiger ('87) as President in January, 1992. Events this year included the first Graduates' Dinner in September, the midyear breakfast in connection with the State Bar meeting in Atlanta, GSU Day at the Braves' game in April, a reception for graduates and friends at the Savannah meeting of the State Bar, and an Atlanta social occasion for all graduates in June. The class of 1987 also held a very successful fifth reunion in early June.

e. Implementing planning processes

During the spring semester, Dean Girth established several planning committees to assist the College in maximizing its potential in the years immediately ahead. We are very excited about the plans for our Tenth Anniversary Celebration which will occur in the early weeks of the fall semester. Chaired by Associate Dean Patricia Morgan, the planning committee will sponsor a Tenth Anniversary Picnic and a Founders' Dinner. Justice Sandra Day O'Connor of the United States Supreme Court will give the fall,

1992, Henry J. Miller Lecture as the concluding major event of the celebration. The Committee also believes that this occasion affords an opportunity for major fund-raising efforts, which will extend throughout the 1992-93 academic year.

An Ad Hoc Computer Advisory Committee was established to consider "library developments, hardware and software deployment, training programs for faculty and staff, and link-ups to networks." Committee members surveyed the faculty and staff after first submitting their own ideas of the College's needs and priorities. The Committee has decided that networking should be the College's first priority, and that it could and should be accomplished in the near future. Among the benefits of doing so are the following: networking would permit efficient sharing of major peripherals, especially laser printers; it would be a more efficient means of communicating internally; and it would facilitate external communication.

As the College's programming expands, so will our space needs. A space planning committee, chaired by Professor Corneill Stephens, will document the anticipated needs for the College and its Law Library during the next five years. Because Georgia State University may be acquiring additional space in downtown Atlanta in the foreseeable future, the committee's current focus is upon expanding upward in the Urban Life Building after other current occupants move.

f. Administrative systemization

During 1991-92, the College took a series of steps in the effort to deploy its administrative staff more effectively. As Admissions applications continued to increase dramatically, it became apparent that the simultaneous effort to advise our students about the ever-changing requirements for financial aid was overburdening our Student Services staff. We were very pleased to be able to reach agreement with Dr. Ernest Beals, Dean of Admissions and Dr. Jerry McTier, Director of the University's Financial Aid Office, which resumed advising our students in early 1992. That transition, coordinated by Dr. McTier and Assistant Dean Jacqueline St. Germain of the College of Law, was accomplished smoothly. Our students have been well-served by that reallocation of responsibility.

Internally at the College, we have undertaken an ongoing review of staff assignments. An effort has been made to maximize the match between individual staff members' expertise and their assigned tasks, with a resulting series of reassignments. Dean Girth, Associate Dean Morgan, and Assistant Deans St. Germain and Shuford have been most heavily involved in this planning. We have appreciated the sustained level of cooperation that we have received from the staff during these changes.

The College has also adopted a practice of using ad hoc Staff Hiring Committees to advise the respective hiring official when new appointments are made to the exempt staff. The College needs its staff to cooperate across units in order to accomplish tasks that involve a combination of constituencies, and it seemed wise to have this interrelated perspective available during the hiring process.

Finally, it became clear that we needed to systematize our processes for awarding and funding College of Law Scholarships. Professor Charity Scott accepted the responsibility of chairing a Scholarships Committee that has reorganized this facet of our endeavors.

g. The Law Library's accomplishments

At the beginning of this academic year, the Law Library faced the prospect of significant financial cut-backs. In spite of some budgetary reductions and lack of raises, however, we maintained the same number of staff and the book budget remained intact. The Law Library staff is dedicated to improving services, and provided the following services during this difficult budgetary year.

The Law Library is open 103 hours per week. We maintain the same number of hours throughout the entire year, including semester breaks. We are unable to curtail hours during semester breaks since the law school's breaks do not coincide with those of the rest of the University.

For the preceding 12 month period, 215,000 visits were recorded in the Law Library. This figure translates into approximately 18,000 visits per month. During the year, we experienced an increase of 18,000 visits (12%) from our total of 197,000 in 1990-91. Our usage increased on Friday, Saturday, and Sunday evenings since the Pullen Library curtailed its hours on those evenings. In addition to serving the students and faculty, the Library is open to attorneys and members of the legal community. According to our attorney sign-in sheets, attorneys used the Library on 8,500 occasions. The Library is also heavily used by undergraduate and graduate university faculty and students.

The Reference Librarians provide a total of 68 hours of reference service each week. They answered 9,576 questions, which is an increase from last year's total of 9,215. Each faculty member is assigned a library liaison. This librarian is in charge of the research requests for the faculty member.

Interlibrary loans, both borrowing and lending, continue to be a valuable service for our faculty, students and the entire Library community. This year Outreach Services produced a monthly average of 2,250 photocopies for the faculty. Approximately 93,000 copies

were produced for the whole year, of which 27,000 were for faculty requests (an increase of 5,000 copies from last year). Within the last month, the library received a fax machine as part of a Consortium of South Eastern Law Libraries grant from the U.S. Department of Education. The fax machine will be used to send materials to other libraries.

The highlight of the year was the implementation of the online Acquisitions/Serials unit. All of the ordering is now done on the system. The accounting element of the acquisitions module remains problematic, however. It will hopefully improve. The technical services staff have loaded approximately 1500 serial records on PALS Serials. It is possible to view the serial record of a title from the OLLI reference terminal. Service to our patrons is enhanced by this newest module.

The new computer lab, which houses 17 computers, is also a valuable addition for our patrons. These computers access Word Perfect and the CCALI programs. Approximately six computers are dedicated to WESTLAW and LEXIS.

As reported to the ABA in Fall, 1991, the Library had a net gain of 5,220 hardcopy volumes, 4,327 microform equivalent volumes, and 1,388 titles. The Law Library now holds 123,079 volumes, 87,291 microform volume equivalents, 59,322 titles and 4,033 serial subscriptions. While we continue to grow, we have, nevertheless, lost ground to other Law Libraries in the South East in numbers of volumes added. Currently, we rank 18th out of 37 law libraries in the South East region for number of volumes added during the year.

2. Individual accomplishments of faculty, administrators and students

a. FACULTY

Ronald W. Blasi served as Acting Dean of the College of Law from July-December, 1991, and worked very cooperatively with Dean Girth throughout that period to ease the transition for her. He co-authored an article on renegotiated debt that appeared in the Tax Lawyer, and he published quarterly summaries of bank cases in the Banking Law Review. Professor Blasi co-chaired, with the general counsel of the Federal Reserve Bank of Atlanta, the Third Annual Southern Banking Law Conference, attended by approximately 200 of the leading bankers, regulators and bank attorneys in the South. He also obtained necessary approvals from the Internal Revenue Service, the U. S. Tax Court and others for the establishment of a Federal Tax Clinic, which would assist low income taxpayers in their disputes with the Internal Revenue Service. He developed several grant requests relating to the Clinic and received funds from one benefactor, which will permit the clinic to begin

operations in the 1992 fall semester. He organized the EC Market Law Program to be offered during the 1992 summer term in Europe to 15 of the College's students. He served as chair of the American Bar Association's Subcommittee on Rulings and Regulations. He was a principal speaker at the Annual Bank Tax Institute in December 1991, an instructor at the Annual School for Bank Administration sponsored by the Bank Administration Institute at the University of Wisconsin in August 1991, and a lecturer at a February 1992 bar review course.

James Bross will be on a faculty development leave during the fall semester of 1992-93, and will prepare several chapters for a new edition of Thompson on Real Property during that period. He has completed a 1992 supplement to his chapter on Georgia water rights in Waters and Water Rights (R. Beck, ed., 1991). In anticipation of his leave, he resigned after five years as Associate Editor - Current Developments in Real Property for Probate and Property; his final bi-monthly column will appear in the September/October, 1992 issue. He has completed two years as Chair of the College of Law Promotion and Tenure Committee and was among the recipients of the University's Sparks Award for extraordinary service in a wide range of assignments during the College's early years.

Mark E. Budnitz was joined by Eric Segall in directing the externship program this year. This combination enabled the College to significantly expand the number of externship opportunities for students. Professor Budnitz published the 1991 supplement to The Law of Lender Liability, which he will supplement again in 1992. Two manuscripts are awaiting publication. The Business Lawyer will publish his article "Consumer Bankruptcy Developments," and Mercer Law Review will publish "The Revision of UCC Articles Three and Four: A Process Which Excluded Consumer Protection Required Federal Action." Work continued on his forthcoming book, Counseling Financially Distressed Businesses, scheduled for publication early in 1993. In connection with his Fellowship from the Consumer Financial Services Committee of the American Bar Association, he was a member of two panels at the ABA Business Law Section meeting. One panel discussed the recently enacted Truth in Savings Act, and the other discussed the impact of the UCC on consumers. In addition, Professor Budnitz was on a panel on corporate governance at the annual meeting of the National Conference of Bankruptcy Judges, and spoke on Electronic Benefits Transfers at the annual meeting of the Consumer Bankers Association.

George Carey is engaged in research for articles on awards of costs and fees in tax controversies, deduction of costs associated with the disposition of investment property, and other issues. He also co-chaired the Faculty Research Guidelines Committee and serves the College on the Curriculum Committee, the Computer Advisory Committee and the Space Planning Committee.

Norman Crandell continued his work as co-faculty advisor for the Moot Court Society and its competition teams. This past year he coached ten teams. Besides handling the heaviest teaching load of any faculty member, Professor Crandell served as chair of the Student Affairs Committee of the College and on three University Senate Committees. He also served as Senior Arbitrator with the General Motors-Better Business Bureau Automobile Arbitration Program.

William A. Edmundson taught Criminal Law, Administrative Law and Professional Responsibility. Off campus, he lectured on legal ethics at a CLE seminar on "Distressed Real Estate: Advanced Issues." On campus, he participated in The Federalist Society's round-table discussion of Voucher Plans for School Funding, Funding for the Arts, and Immigration Policy. His essay, "Rethinking Exclusionary Reasons," which was commissioned by the journal Law and Philosophy, will appear in November. He is a peer reviewer for and regular contributor to Ethics: An International Journal of Social, Political, and Legal Philosophy. Professor Edmundson is a "1000 Lawyers for Justice" volunteer.

Anne Emanuel published "The Georgia Trust Act" in Volume 28 of the Georgia Bar Journal in November of 1991. During the fall semester she served as a respondent on a panel addressing "University Speech Codes and Academic Freedom" as part of an Emory University and National Association of Scholars symposium on academic freedom. She delivered an address at the Georgia Bankers Association Trust Winter Seminar entitled "Spend Thrift or Spend Rift: An Overview of the New Trust Code." At the College of Law Professor Emanuel was an advisor to the Student Trial Lawyers Association and the director of the Academic Assistance Program. Under her leadership, the Academic Assistance Program was revamped and made available to all students at the College.

Bill Gregory continued work on his casebook, Law of Agency & Partnership during his professional development leave in the fall semester of 1991. His article (co-authored with W. Schneider) on Securities Arbitration was accepted for publication by the Nova Law Review. Professor Gregory also completed his service in the University Senate.

Bernadette Hartfield's manuscript entitled "In Response to Maria Lugones' 'Hard to Handle Anger': A Perspective on Race, Gender and Anger in the Law" is currently being considered for publication as a book chapter. Her co-authored article "Homosocial Reproduction in Academic Recruitment, Promotion and Tenure" is in revision for submission to a refereed journal. Professor Hartfield was a participant in the Morehouse Research Institute's 1991 symposia on the African American Male and is a member of the Atlanta Bar's Juvenile Court Task Force, which is affiliated with the Atlanta Project. In the College of Law, she serves on the Admissions Committee, Advisory Committee, Academic Assistance

Program Committee, Minority Clerkship Selection Committee and is faculty advisor to the Black Law Students' Association. She is co-chair of the University's Task Force on African American and Inter-Group Relations Studies. She continues to serve on the State of Georgia's Child Abuse Task Force and on the Advisory Board of Georgia Court Appointed Special Advocates.

L. Lynn Hogue published "Assaying the Dross in the Gold Club Case: Some Thoughts on Substantive Due Process and Georgia's Barroom Sex Law," 27 Ga.St.B.J. 170 (May 1991) as part of a symposium on state constitutional law issues. In the summer of 1991, while on a temporary tour of active duty with the U.S. Army at West Point, Hogue wrote three chapters for a student text entitled "Military Law and Justice" (1991). The chapters dealt with the "just war" tradition, an introduction to international law and jurisdiction under status of forces agreements, and the law of war. The overall purpose of the project was to conform ROTC teaching materials on military law and justice topics to the standard of West Point instruction. In October, 1991, he presented a session on "standing" and "mootness" for the Federal Practice Training Program sponsored by the Georgia Legal Services Program and the Atlanta Legal Aid Society. Later in the fall semester he presented a paper entitled "An Informed Public, An Informing Press: How Much Does the Public Have the Right to Know?" at Albany State College as part of a series of programs on the Bill of Rights. Professor Hogue was awarded the Meritorious Service Medal for his service as a reserve senior instructor in the International Law Division of the Judge Advocate General's School, Charlottesville, Virginia (the U.S. Army's law school). He has been assigned at the JAG School since 1979.

Nancy Johnson, Law Librarian and Professor, co-authored Winning Research Skills with Robert Berring and Thomas Woxland. With co-author Lynn Foster, she also published Legal Research Exercises (4th edition). Professor Johnson was a member during the past year of the Board of Directors of the Consortium of South Eastern Law Libraries. The Consortium consists of 37 law schools in 11 southeastern states and is involved in numerous cooperative activities. Professor Johnson obtained and is administering a grant for the dissemination of materials through fax machines. She serves on the WESTLAW Academic Advisory Board and as the Vice-Chair/Chair-Elect of the Academic Law Libraries Special Interest Section of the American Association of Law Libraries. Professor Johnson taught a course on Legal Research for Clark-Atlanta University Graduate School of Library Science. She was a member of the American Bar Association Inspection Team for the University of Alabama. Professor Johnson is a member of GSU's University Senate and the Board of Directors of the GSU Credit Union. She is a member of the College of Law Admissions Committee, Library Committee, Ad Hoc Computer Advisory Committee and Tenth Anniversary Committee. Additionally, Professor Johnson was a member of the Pullen Library Ad Hoc Committee on Faculty Status and is currently a member of the

Pullen Library Administrative Council.

Mark Kadish is the Director of the Lawyer Skills Development Program and also teaches in the Criminal Procedure area. During the past year, he has expanded the Trial Advocacy Program to include new courses in Advanced Trial Advocacy and Advanced Criminal Trial Advocacy. He is faculty advisor to the Student Trial Lawyers Association and the student section of the National Association of Criminal Defense Lawyers. Both of these groups are involved in mock trial competitions on a national basis. Professor Kadish is also faculty advisor to the Activating Awareness for Choice and Equality Organization and the Lesbian and Gay Law Students Association. Professor Kadish was instrumental in obtaining a \$50,000 scholarship endowment from the Georgia Civil Justice Foundation for an outstanding trial advocacy student. He has been named Co-Faculty Director of the Atlanta Bar Association's College of Trial Advocacy, which will be held in alternating years at Georgia State University. This program will bring approximately 150 lawyers and judges to the law school for an intense ten-day advocacy program. Professor Kadish is Chair of the Library Committee and a member of the Student Affairs Committee and the Space Planning Committee.

Steven Kaminshine completed his 1991 supplement to Workers' Compensation in Georgia which appears in West Publishing's Georgia Methods of Practice. He also gave presentations and papers at several employment law seminars. These presentations were entitled: "Employee Tort Claims and the Employment-at-Will Rule," "Regulating Smoking in the Workplace," and "Legal Controversies Surrounding the Judicial Treatment of Sexual Harassment Claims." This past year Professor Kaminshine served as Chair of the Labor and Employment Law Section of the Atlanta Bar Association. He also participated in the Atlanta Bar Truancy Project and accepted an appointment to represent a juvenile offender. Professor Kaminshine continued to be a co-faculty advisor to the Moot Court program, advising students in the administration of the program and providing academic assistance in benching and helping to prepare students for outside competitions. He had primary responsibility for advising the team that won the national 1992 Wagner Labor Law competition.

Marjorie Fine Knowles returned to full-time teaching after serving five years as the Dean of the College of Law. In the fall semester, she taught Corporations as well as Women and the Law. During the spring semester, she was on a research leave. Professor Knowles continues to chair the Committee on Corporate Governance and Social Responsibility of TIAA-CREF, the largest private pension fund in the country, and serves on the Board's Executive Committee. She continues as a member of the ALI-ABA Committee on Continuing Professional Education and has been appointed Chair of the Program Subcommittee as well as Chair of a new Subcommittee on Books. Professor Knowles continues as Chair of the Board of the International Women's Health Coalition. This year she completed her

service on the Atlanta City Board of Ethics. This spring, Professor Knowles participated in a Consultation on Corporate Governance Issues sponsored by the Securities and Exchange Commission and, as a member of the American Law Institute, in that body's deliberation on its Project on Corporate Governance. She was a member of the site team that visited the provisionally accredited D.C. School of Law this spring on behalf of the American Bar Association.

E. R. Lanier continued work on a casebook on procedural aspects of tort litigation under Georgia law, to be published by Harrison Publishing Company. He was on professional leave at Johannes Kepler Universitat in Linz, Austria during the spring semester of 1992. He also continued working with Professor Hans Dolinar on a casebook on international commercial arbitration and litigation. During the fall semester he served in the University Senate and co-chaired the College's Faculty Research Guidelines Committee.

David Maleski served as the reporter for the State Bar's Tort Claims Act Committee, which was responsible for drafting a new Tort Claims Act for the State of Georgia. Professor Maleski spoke at a Georgia ICLE seminar on the topic of "The Federal Tort Claims Act as a Model for the Georgia Tort Claims Act." He served as chair of the Admissions Committee, which screened over 2500 applications. He continues to serve on the Promotion and Tenure Committee, as well as the Financial Aid and Scholarships Committees.

Charles Marvin continued his work on two books, one on Georgia administrative law and the other on comparing elements of federal public law between Canada and the United States. As continuing chair of the European Community Law subcommittee of the ABA Patent, Trademark and Copyright (PTC) Law Section Committee on the International Transfer of Technology, he again prepared the annual report for the 1991 PTC Section publication. For the College of Law, Professor Marvin was a member of the Advisory Committee, Academic Assistance Committee, and the Faculty Honor Code Committee. He served as faculty advisor for the Student International and Comparative Law Society and the Jessup International Moot Court Team. He was also the drafter of a College of Law update for the GSU Strategic Plan. On the university level, he served on both the International Task Force and the Enrollment Management Task Force. He was a university representative on the Dekalb Study Commission Project and at the Georgia Center for Advanced Telecommunications Technology monthly technology initiatives sessions. He also attended the biennial national conference of the Omicron Delta Kappa national academic leadership society (held in Atlanta this year) in a representative capacity.

Paul Milich published two articles this year. His latest article entitled "Reexamining Hearsay Under the Federal Rules" appeared in the Kansas Law Review. Professor Milich presented the results of this research at an AALS conference on evidence at the

University of Iowa last summer. His other article on noteworthy recent evidence cases in Georgia appeared in Calendar Call, the publication of the General Practice and Trial Section of the Georgia Bar. In October of 1991, Professor Milich presented a program on Georgia evidence law to superior court judges at the Institute of Continuing Judicial Education (ICJE) in Athens. He also presented a program for ICJE to the state's Workers Compensation judges in March of this year. Professor Milich presented several Continuing Legal Education (CLE) programs on evidence in the last year, including moderating a two-day program on trial practice sponsored by the Federal Bar Association. He has continued his duties as Chief Reporter for the State Bar Evidence Study Committee and as Secretary, Treasurer and Chair of the Program Committee for the Bleckley American Inn of Court. Last fall, Professor Milich was asked to serve on a task force appointed by the Georgia Hazardous Waste Authority to study and advise the Authority on business and legal considerations concerning the construction and operation of a state-sponsored hazardous waste facility. Professor Milich served on the College of Law's Curriculum Committee and was Chair of the Faculty Honor Code Committee.

Patricia Morgan has served as the Associate Dean of the College of Law since July, 1991. She co-authored with Marvin J. Garbis and Ronald B. Rubin the third edition of the casebook entitled Tax Procedure and Tax Fraud, which was published by West Publishing Company in December 1991. Her article "Money Laundering, the Internal Revenue Service and Enforcement Priorities" is being published in a special issue of the Florida Law Review dedicated to the topic of tax procedure and tax fraud and refereed by the graduate tax faculty of the University of Florida Law School. As associate dean, Professor Morgan is a member of the College of Law's Faculty Recruitment Committee, Advisory Committee, Academic Assistance Committee and Space Planning Committee, and is chair of the Ad Hoc Faculty Teaching Committee, the Computer Advisory Committee and the Tenth Anniversary Planning Committee.

Ellen S. Podgor joined the GSU law faculty in August, 1991, and published two articles this past year. Her article entitled "Mail Fraud: Opening Letters," appeared as the lead article in the South Carolina Law Review, and her article entitled "Form 8300: The Demise of Law as a Profession," appeared as the lead article in the Georgetown Journal of Legal Ethics. Additionally, she co-authored an article with Professor Donald Lively of the University of Toledo School of Law entitled "Reckoning with the Bluster of Apolitical Jurisprudence." This latter article is scheduled to appear in the next issue of the Hastings Constitutional Law Quarterly. During the spring semester of 1992, Professor Podgor was an instructor at the National Institute of Trial Advocacy in Fort Lauderdale, Florida, lectured at a Law Education Institute/BNA Seminar and was the dinner speaker at the Seventh Annual Teaching About Law in Georgia Workshop of the Georgia Law-Related Education Consortium. She

served as a member of the Advisory Board to the BNA Criminal Practice Manual served on the Law Professors' Advisory and the Ethics committees of the National Association of Criminal Defense Lawyers. Professor Podgor served on the College of Law Curriculum Committee and Financial Aid Committee, assisted with the selection of students receiving funds of the GSUPIL and, on occasion, judged Moot Court teams for the law school.

Mary Radford published an article in the Georgia State University Law Review entitled "The Case Against the Georgia Mortmain Statute." She was chosen "Professor of the Year" by the 1992 graduating class. This year she chaired the University Task Force on Faculty Women's Concerns. Professor Radford has recently been appointed as Reporter for the State Bar of Georgia Committee to Reform the Georgia Probate Code and as a member of the Board of Directors of the Georgia Appellate Practice and Education Resource Center.

Charity Scott was granted tenure by the Board of Regents this year. She presented a paper entitled "Peer Review and the Health Care Quality Improvement Act" to the National Health Lawyers Association in January, and during the year participated in two panel discussions at Georgia State University on the topic of physician-assisted suicide. Professor Scott continues to give an annual lecture series at the Morehouse School of Medicine on issues in law and medicine. She published short articles on the application of antitrust law to health care providers in The National Law Journal and the Hospital Law Newsletter. Professor Scott also served on the American Bar Association's Task Force on the Health Care Quality Improvement Act. Professor Scott has served on a number of university and college committees, including the University Senate, the College Advisory Committee, Faculty Recruitment Committee and Ad Hoc Committee on AALS Accreditation. She was also appointed chair of a new Scholarships Committee for the College of Law.

Eric Segall came to GSU in August, 1991, and published an article in March of 1992 entitled "Parochial School Aid Revisited: The Lemon Test, The Endorsement Test and Religious Liberty" in the San Diego Law Review. In April, 1992, he conducted a legal writing seminar for Atlanta lawyers sponsored by the National Business Institute. Those attending the seminar received continuing education credit from the Georgia Bar. Professor Segall also served on the Ad Hoc Faculty Teaching Committee and assisted University lawyers in drafting regulations pertaining to discriminatory speech on campus.

Roy Sobelson added Civil Procedure to his normal courseload of Evidence, Professional Responsibility and Interviewing, Counseling and Negotiation. He also served as an adjunct professor of Evidence at Emory University. Professor Sobelson continued to be active in the State Bar of Georgia as a member of the Formal Advisory Opinion

Board and the Professionalism Committee. He is also a member of the Chief Justice's Commission on Professionalism and served as the moderator at the annual Convocation on Professionalism. At the College he served as Vice-Chair of the Student Affairs Committee, Faculty Advisor to the Georgia State University Public Interest Law Group and the Jewish Law Students Association. He served as co-leader of this year's GITA (Georgia Institute for Trial Advocacy) program, as well as volunteering for the Legal Clinic for the Homeless, the Emory Trial Techniques Program and "One Thousand Lawyers for Justice." Professor Sobelson was recently elected to represent the College in the University Senate.

Corneill Stephens was granted tenure by the Board of Regents this year and has continued his record of service and involvement in the life of the College, University and the community. He worked with the Black Law Students Association, serving as a panelist in a series of forums and as a judge for the Frederick Douglass Moot Court Competition. He lectured in the College's Summer Skills Program. Professor Stephens served on the Faculty Recruitment Committee and the Selection Committee of the Minority Summer Clerkship Program. He has also been appointed to the University Senate by President Day, and is Chairman of the College of Law Space Planning Committee. For the 1991-92 year, he served as Vice-Chair of the Georgia Athlete-Agent Regulatory Commission. He continued his work as an arbitrator for the State Bar of Georgia and the American Arbitration Association.

Kathryn Urbonya was promoted to the rank of Professor by the Board of Regents this year. She published a chapter on the constitutionality of high-speed pursuits in the Civil Rights Litigation and Attorney Fees Annual Handbook. Her law review article entitled "The Constitutionality of High-Speed Pursuits under the Fourth and Fourteenth Amendments", previously published as the lead article in the St. Louis Law Journal, was reprinted in Criminal Law Practice and Review. She spoke at numerous continuing legal education programs. At the Practising Law Institute's conference in New York, she discussed the use of excessive force by governmental officials and the availability of qualified immunity; at the Defense Research Institute's conference in San Diego, she discussed the constitutionality of high-speed pursuits and qualified immunity; at the American Bar Association's conferences in Chicago and Las Vegas, she discussed the use of excessive force by police officers and prison officials. She also discussed excessive force claims at the Fourth Annual Section 1983 conference in Atlanta, a program that she organizes annually. She also served on the GSU Presidential Selection Advisory Committee and the Curriculum Committee. In addition, she was the advisor to the Georgia State University Law Review.

Jack Williams joined the GSU law faculty in August, 1991, and published an article on involuntary bankruptcies for the Norton Law Advisor. He was Chair of the Bankruptcy and Taxation Committee of the American Bankruptcy Institute. Professor Williams was selected to teach Bankruptcy and Taxation in the New York University Law School Continuing Legal Education program for the Internal Revenue Service. He also participated in several seminars and conferences on fraudulent transfer law.

Patrick Wiseman returned to GSU from his visit to Santa Clara University's School of Law. While he was visiting at Santa Clara, the Board of Regents approved his promotion to the rank of Professor. In addition to teaching, Professor Wiseman assisted several of the College's moot court teams in preparing for competition, and sat on the bench for the semi-final round of the first-year Moot Court competition. He assisted in drafting a discriminatory harassment policy for the University. Professor Wiseman's current research focus is ethical jurisprudence. He became a member this year of the Association for Practical and Professional Ethics, an association committed to encouraging high-quality interdisciplinary scholarship and teaching in its field. Professor Wiseman continues to serve as President of the Board of the Georgia Advocacy Office, which represents the interests of Georgians with developmental disabilities, and has been named by Governor Zell Miller to serve on the Governor's Council on Developmental Disabilities. He taught two classes at the Westminster School, sessions in which he discussed the implications of withholding treatment from infants born with disabilities.

b. ADMINISTRATORS

This past year saw a major change in leadership for the College of Law. Marjorie L. Girth became the College's third permanent dean on January 1, 1992. A respected scholar and experienced administrator, Dean Girth was formerly a Professor of Law at the State University of New York at Buffalo. Ronald W. Blasi, who had functioned as Acting Dean until Dean Girth's appointment became effective, returned to the full-time faculty as Professor of Law.

Patricia Morgan, Associate Professor of Law at GSU, became the Associate Dean of the College. Associate Dean Morgan will serve a second year as associate dean, a position that had previously experienced a series of shorter-term incumbents. Her willingness to continue has brought needed stability and sustained leadership to this position.

In November of 1991, Robert Shuford, the Director of Administration for the College of Law since 1987, was named Assistant Dean with substantially enhanced responsibility as the primary advisor to the Dean on budgetary matters and long-range

financial planning and the principal staff coordinator of College events that have fundraising potential. In addition, he continued to have responsibility for budget oversight, space, facilities, computer support, and most personnel matters.

The administrative staff of the College of Law is active in a number of professional organizations. In the Administrative Services area Assistant Dean Robert Shuford is a member of the National Association of College and University Business Officers and Assistant Director Thomas Gromme is active in the International Facilities Management Association. Carol Brantley, Development Director for the College, is a member of the board of the Atlanta chapter of the National Society of Fund Raising Executives.

Assistant Dean Jacqueline St. Germain is a member of the American Association of Collegiate Registrars and Admissions Officers. In addition, she, Director Cheryl Jackson, and Assistant Director Charles Gilbreath are members the National Network of Law School Officers. Ms. Jackson is also a member of the Southern Association of Pre-Law Advisors and the National Association of Student Financial Aid Administrators. Mr. Gilbreath is active in the American Association of Collegiate Registrars and Admissions Officers and was a program participant this year in the annual meeting of MOSIS, Management of Student Information Systems.

Beth Brown, Director of Career Planning and Placement, served this past year as Regional Coordinator for the National Association of Law Placement. In this capacity she organized the Southeastern Regional Conference for the NALP which was held in Atlanta in February of this year. Ms. Brown also took a leadership role in the Southeastern Minority Job Fair for 1991 and served as Co-chair of the Spring Four-in-One Recruiting Conference held by the four ABA accredited law schools in Georgia.

An important factor concerning staff this past year was the hiring freeze imposed by the Governor and the Chancellor in response to the shortfall in expected State revenues. This constraint limited the filling of six staff positions during the year, and required pre-existing staff to work with over-loaded agendas.

c. STUDENTS

Admissions

Applications for admission to the College of Law increased 12% this year, from 2,200 in 1991 to 2,510 for the academic year beginning in August, 1992. 56% of those admitted are male; 44% female; and 17% are from minority backgrounds.

We continue to recruit minority students and to participate in graduate school fairs at predominantly black colleges and universities for this purpose. The Summer Skills Program, a five-week course designed to sharpen the skills of incoming students whose test scores or undergraduate grade point averages are lower than average, is an excellent recruiting tool. Past results have encouraged the College to continue the program.

Financial Aid

The satellite financial aid office housed in the College of Law at the beginning of the academic year has been successfully transferred back to the University Financial Aid Office, where students of the College will continue to receive excellent support and assistance while enrolled at GSU.

Achievements

GSU Law School graduates maintain an impressive pass record on the Georgia State Bar Exam. The results of the February, 1992, exam were that 93.2% of all GSU applicants passed the exam, including 94.6% of those who were taking the examination for the first time. Of the four accredited Georgia law schools, GSU's overall pass rate was second to that of Emory, and we continue to be very proud of our students for these outstanding results.

134 Juris Doctor degrees will be conferred at the Spring, 1992 graduation. This is a slight increase from last year's graduating numbers.

Student Organizations

The College of Law hosts twenty-one student organizations, most of them affiliations of national professional associations. Some of the accomplishments of these groups are mentioned below.

The Association of Women Lawyers sponsored three programs in academic year 91-92: a panel discussion on coping with the stress of Law School; Professor Mary Radford speaking on her experiences as a Judicial Fellow at the United States Supreme Court; and a panel discussion on career options featuring female attorneys in the Atlanta legal community. Debby McCarty, Board Member and leader of the Association, was recognized at the College Honors Day Awards Ceremony as the Georgia Association of Women Lawyers' outstanding student for 1992.

During the Fall Semester, the Black Law Students Association hosted John Roberts in a ten-day stay in Atlanta. Mr. Roberts is the first person of African descent to be appointed as a Queen's Counsel in England, and a number of activities were coordinated with the legal community to coincide with his stay here.

Tanya D. Mitchell, President of the Black Law Students Association during Fall Semester, 1991, entered and won the 1991 National Black Law Students Association Sandy Brown Memorial Scholarship Essay Contest. Tanya was also recognized as the National Association of Women Lawyers' Outstanding Graduate for 1992, and was the recipient of two scholarships. One was from the Gate City Bar Association Foundation and another was the Isabel Gates Webster Scholarship of the Georgia Association of Black Women Attorneys' Foundation.

The Christian Legal Society and the International and Comparative Law Society co-sponsored speaker Sue Colussy, a GSU Law graduate who is General Counsel for Catholic Social Services. She spoke about political asylum issues that she deals with through the Immigration Legal Clinic she oversees. Christian Legal Society members also hosted attorney David Myers who spoke on issues arising in a law practice which serves church clients. In April, attorney Doug Ammar of the Atlanta Criminal Defense and Justice Project came to the school to speak about special problems arising in the rapidly-expanding area of indigent criminal defense.

Led by Allen Turnage, the Environmental Law Society enjoyed a very active academic year, focussing mainly on its speakers program. The fall semester programs included: a debate between representatives of the waste disposal industry and local environmentalists discussing whether industry practices "environmental racism" by targeting minority areas for siting of hazardous waste handling and treatment facilities; and a discussion by an attorney from a major law firm on defending a toxic tort lawsuit. Spring semester speakers' panels were concerned with the topics of job opportunities in Environmental Law and the "takings" issue in wetlands regulation that affects a person's right to determine how land may be used.

Additionally, several Environmental Law Society committees worked to make the Law School more "earth friendly" by recycling paper from student mailboxes and the Law Review office, and members have begun work to purchase can recyclers for all major classrooms. Students are including the legal community in this effort by drafting correspondence to major law firms to encourage them to recycle paper and to purchase recycled paper goods. The Issues Committee is working to alert its membership to critical environmental legislation pending before Congress so that members can write their Senators and Representatives and express their concerns on these issues.

Newly-formed during the fall semester, the Federalist Society sponsored a forum on libertarian, conservative, and liberal legal philosophies. It also hosted Justice George T. Smith, formerly of the Georgia Supreme Court, as a speaker at the law school.

Public Interest Law was formally recognized as a student organization in the College of Law in the fall of 1990 for the purpose of granting monetary fellowships to students desiring to work in the public interest during the summer. The organization also works to raise awareness about public interest work and the challenges this work presents as a legal career alternative. This spring the organization conducted a second "Have a Heart" pledge drive; total pledges from both years' efforts total \$3400. We consider this effort to be especially significant, because it is a completely student-led initiative.

In the fall, officers were elected from a vote by the student body. Gwendolyn Fortson and David van der Griff were selected as Co-Chairs. David attended the National Association for Public Interest Law Seventh Annual Conference in Washington, D.C. to obtain information on furthering the new organization in the College. Becky Gess, Steve Najjar and Allen Turnage were elected to the Fellowship Selection Committee. The Selection Committee reviews applications from students who want a fellowship to be funded or who seek funding assistance for their summer public interest project. Fellowships are being granted for the first time this summer and recipients were announced on April 15, 1992. They are Elena Mushkin and Steven Zaloudek.

Scott Critzer organized for the International and Comparative Law Society a program featuring Mary Pike, defense attorney for Patrick Dougherty. The program came during the height of controversy over the U.S. Supreme Court decision against Mr. Dougherty's right to political asylum in this country.

In addition, Evelyn Ashley (ICLS President) competed in and took first prize in the 1991 Dean Rusk Competition in International Writing.

The Jewish Law Students Association was inactive the first part of the year due to the graduation of most of its members in the Spring of 1991. This year Richard Genirberg spent time reorganizing and recruiting, with the idea of beginning to program events in the Fall of 1992.

The GSU Law Review undertook a major change in publishing this year when editors Craig Cleland and Scott Hilsen decided to move from outside printing to desk-top publishing. In a year when the College was forced to withdraw partial support of the scholarly publication, the students found a way to not only meet their subscription commitment of two issues per year, but to increase publication to three issues without sacrificing content integrity of the Review in the process. A seminar on researching and reporting for the "Peach Sheets" articles was conducted for incoming students. The "Sheets" tracks the history of selected Georgia legislation and is unique among law reviews.

The Lesbian and Gay Law Students Association was chartered in the Spring of 1991 with three purposes: to provide a supportive environment for gay and lesbian law students at GSU; to provide students, faculty and staff with opportunities to increase their awareness and understanding of issues affecting the lesbian and gay community; and to build and to maintain relationships with gay and gay-sensitive employers. With these aims in mind members of the group assisted the American Bar Association Section of Individual Rights and Responsibilities Committee on the Rights of Lesbians and Gay Men with local publicity for ABA events during the annual ABA convention held in Atlanta in August. In addition, the group sponsored a presentation by William Rubenstein, National Director of the ACLU Lesbian and Gay Rights Project, addressing the future of the struggle for gay and lesbian rights in America.

In October the Lesbian and Gay Law Students group celebrated National Coming Out Day by sponsoring a gay and lesbian history display in the University Center, a building used by the entire GSU community. During the October on-campus interviews of upcoming graduates, members worked to create a dialogue both within the student body and between students and administrative officials concerning the impact of the AALS' policy of non-discrimination based upon sexual orientation upon the Placement Office's relationship with employers who allegedly discriminate on that basis. In the spring, the group hosted a forum to discuss the area of representation of court-martialed lesbian and gay service members and the military's policies concerning these service personnel.

David van der Griff continued the work of building coalitions with other gay and lesbian student organizations at the Region 3 conference of the National Lesbian & Gay Law Association in Washington, D.C.. Additionally, a bibliography is being compiled of resources which are available through the College of Law library and which address issues affecting lesbians and gay men.

Moot Court membership is determined by academic performance in first year Research, Writing and Advocacy courses. This past year was a memorable one, including success in national competitions. Some teams and rankings were:

Wagner National Labor Moot Court Competition: 1st Place, National Champions. Student team members were: Bardeen Dunphy, Karen Davenport and Tawny Rountree.

National Trademark Moot Court Competition: 1st Place National, Best Brief Award. Student team members were: Barbara Mastin (Vice President for Appellate Advocacy), Steve Bristol, Carolyn Jordan and Mike Berlon.

ABA National Moot Court Competition: 5th. Place in Tournament, 6th Place Best Brief. Student team members were: Anthony Morris (Moot Court President, 91-92), Heather Dognazzi, and Kristen VanderLinde.

National Moot Court Competition: Semi-finalists. Student team members were: Joanna Fone, John Hennelly, and Jeff Kuester.

Also connected with Moot Court are three awards of achievement. This year's awardees were as follows:

Norman Crandell Outstanding Oralist Award: Jessica Harper.

Steven Kaminshine Best Brief Award: Kathy Johnson.

Moot Court Outstanding Achievement in Appellate Advocacy Award: Jessica Harper.

Under the leadership of Robby Hughes, President, the Student Bar Association (SBA) began publication of a Law Student Newsletter, The Docket. It disseminates information between students, faculty and administration. Patti Muise successfully served as Docket "Chief" this first year of publication, organizing and editing the material as well as formatting and actually producing the photo-ready copy.

Efforts by the SBA this year to improve overall quality of student life included appointing committees to study student concerns, such as the posting of homework assignments one week before classes start; the exam schedule; implementing student-originated class and faculty evaluations, and other subjects as the concerns were brought to SBA leadership.

The Student Trial Lawyers Association sent teams to several competitions this academic year. At the American Bar Association Regional Tournament in February, team members Randy Rich (STLA president), Cheryl Champion and Charles Jones placed third in the rankings. It is noteworthy that GSU was the only school in the competition to include second-year students on its teams, and yet we only narrowly missed moving into the final rounds. Besides their Trial Lawyering work, the STLA also sponsored pre-exam seminars for second year Evidence students and brought Judge Bill Hill of the Fulton County State Court to campus to discuss with GSU law students the topic "Being an Effective Trial Lawyer."

A new mock-trial organization was chartered at the end of spring semester, the National Association of Criminal Defense Lawyers. Members will work over the summer to be prepared to begin competitions in the fall semester of 1992-93.

Legal Fraternities

Delta Theta Phi sponsors the Bench and Bar Lecture series each year, where various attorneys are invited to speak to GSU Law School students on a regular basis. Together with Phi Alpha Delta the two fraternities co-hosted a successful Fall Halloween Party for the College. In the spring, Delta Theta Phi again sponsored the

annual Race Judicata 5K run, and they undertook the sale of GSU College of Law auto window stickers as a fund-raiser.

Two Phi Alpha Delta members attended the Regional Conference, held at Emory University this year. At the conference, foundations were laid for upcoming programs between the GSU and Emory Chapters. Special attention was given to developing more "professional" programs for the school.

Phi Delta Phi hosted two successful Red Cross blood drives this year, one in November, the second in March. Robert Wood was the organizer of both events.

Honors Day Program

A significantly increased number of students were recognized for achievement at the College Honors Day program on April 14 of this year. Because the list is a long one, these are some highlights of the ceremony:

In the area of Research, Writing and Advocacy: Hillary Sheard (McPhail & Marmur RWA Best Oralist Award); Josie Tajer (1st Prize) and Christine Goetziner (2nd Prize) in the Mead Data Central RWA Brief Writing Award.

Susan Daniels Lambros received the Georgia Federal Tax Conference Award for her scholarship in the area of federal tax law.

Daliah Brill (Chicago Title Insurance Scholarship) and Grantland King (Attorney's Title) were recognized as outstanding Real Estate scholars.

Book awards were made to Cindy Hall (1992 Labor and Employment Law Student Scholar Award from the Labor and Employment Law Section of the Atlanta Bar Association); Frederick P. Kross and Charles R. Bridgers (West Publishing Company Book Awards); and Karen Davenport (1992 State Bar Association).

In addition, W. Thomas Braswell was listed in 1991-92 Who's Who Among Students in American Universities & Colleges.

Dean's Scholars

This year was the first for the recently-established Dean's Scholars Fund, and five awards were made to incoming students whose academic background showed much promise: Michael J. Mehrman, Howard Jackson, Megan Grogan, Susan Swinson, and William Gaither. Funding for this program is a combined effort of ten Atlanta Law Firms and will extend to graduation for these five students as well as for the three who will be granted such awards next year.

3. New degree programs approved by the Board of Regents: None
4. Instruction

In keeping with its mission, the College of Law offers high quality legal education leading to the Juris Doctor (J.D.) degree to both full and part-time students. Six semesters are required for full-time students, and nine semesters are necessary for part-time students.

This year the Curriculum Committee engaged in reviews of various portions of the curriculum to ensure that the College continues to provide an array of courses that reflects both the substantive framework necessary for a solid legal background and the need to keep abreast of constantly evolving areas of concern in the legal field. In the area of Commercial Law, for example, the College both revamped its current course offerings and added important new courses that will be taught by two new members of the faculty, Professor Jack Williams and Dean Marjorie Girth. The addition of these new faculty members has contributed to the College's strength particularly in the area of Bankruptcy Law. In the area of Criminal Law, the College added new advanced courses in Federal Criminal Law and Business Crimes, thus expanding our students' opportunities to study these "cutting edge" areas of the law. Students interested in the Corporate Law area will benefit from the addition of two new advanced courses in Corporate Law and Corporate Governance. A new course in the area of National Security Law was also added to the curriculum. Finally, the Curriculum Committee engaged in an extensive, ongoing study of the first-year Legal Writing/Legal Method program.

Professor Ron Blasi was responsible for developing two new Tax Clinics which will allow our students to engage in supervised representation of taxpayers before Internal Revenue Service and the United States Tax Court. The Externship Program, which is supervised by Professors Budnitz and Segall, was successful in setting up a variety of new externship programs for students, thus augmenting the types of "hands-on training" available to students while at the College of Law.

The College of Law continues to develop a comprehensive academic support network to help facilitate educationally disadvantaged students' access to the legal profession by increasing their chances of successfully completing law school. There are now two components of this network: the Summer Skills Program and the Academic Assistance Program. Both programs are intended to improve the success rate of minority and other students deemed to be at risk of experiencing academic difficulty in law school. The Summer Skills Program is a pre-start program that takes place prior to the beginning of the academic program for first year students. The Academic Assistance Program takes place during the

regular academic year and consists of tutorials offered by upper level students under the direction of a faculty committee, chaired this year by Professor Anne Emanuel.

C. AFFIRMATIVE ACTION

The College of Law has an established record of achievement in the area of Affirmative Action. The latest utilization analysis conducted by the Office of Affirmative Action and the basis for the setting of hiring goals shows the College exceeding the expected utilization of females in professional positions by 14.1% and the expected utilization of African Americans in professional positions by 7.5%. The College also exceeds established guidelines for the hiring of females and African Americans in staff positions beyond the clerical and secretarial level.

During this past year the College vigorously recruited females and African Americans for vacant faculty positions. The College made three offers of employment, to one white male and two African American males. We were unsuccessful in luring the two minority candidates to GSU, but the College and the University made significant efforts to match competing offers or to persuade reluctant candidates. The College's goal for the next year is to further increase minority faculty.

D. PLANNING AND ASSESSMENT

1. and 2. Goals adopted and achieved for 1991-92

Many of the objectives for the 1991-92 year dealt with funding. In the narrative that follows, comments are made as to our success in increasing funds for various categories. Progress was made, but the \$220,000 budget reduction for the College resulting from the state's fiscal crisis this past year had an overall negative effect upon the College's ability to fund its needs. A review of our One-year Objectives from a year ago:

Rectify the low faculty salaries as compared to other institutions in the region and the nation, with which the College must compete. Faculty compensation rates have been a major concern of Dean Marjorie Girth since her arrival in January. This concern not only includes a comparison to salaries at other comparable regional institutions but also internal salary inequities among the GSU College of Law faculty. Attention has first been directed toward the rectification of internal salary problems. With the support of the central GSU administration, \$30,000 in equity

adjustments will be made effective at the beginning of the 1992-93 fiscal year. The next step in this process will be the effort to reduce the disparity between GSU salaries and those at other law schools in the region. The University's Institutional Research Office provides analyses of this situation for us. Continued progress on correcting this problem will be a goal for the 1992-93 year.

Secure adequate funding for the summer term to ensure ability to meet student needs, allow salary supplements to offset the low compensation rates of the academic year, and to foster research and scholarly activity of the faculty. A major alteration in the summer semester has been implemented with the 1992 term. The payment rate for teaching was changed, bringing the College's rates in line with University and Regents policy for summer compensation. The number of courses being taught has been reduced with the intention of increasing student enrollment in the courses offered, thereby reducing expensive summer courses with low enrollment and making the summer term costs more closely match student and State income. The number and payment rate for research grants have been increased, resulting in more faculty requesting such grants to support their scholarly activities during the summer. It is now the College's view that summer compensation should not be seen as a salary supplement. The College's goal is to overcome inadequate academic year salaries by increasing these academic year salaries, not by increasing summer compensation.

Increase funding for faculty development, including summer research grants, research assistants, travel, and paid professional leaves. The College increased summer research grants from \$8,000 to \$9,000 with the 1992 summer term. Other items that support faculty development have not seen increases in funding, but the management of such funds has been altered in a way that will greatly enhance faculty responsibility for their development activities. Starting in July of 1992 faculty development accounts will be created for each faculty member. From these accounts will be paid research assistants, travel, and registration fees. Each faculty member will choose how to best meet their needs for the year by allocating their funds among these three categories. With such a process in place, it is now the goal of the College to increase the funding level of these accounts.

Secure two additional faculty lines to permit sectioning of required courses and adding day electives. Funding restraints limited the increase in the faculty to one position. Two additional positions are requested in the FY94 budget.

Increase funding for additional faculty equipment and secretarial and office support. The coming year will see an increase of \$20,000 in support. This is a standard increase tied to the increase of the faculty by one position. This does not mean that the historically inadequate funding for these categories has

been addressed. This goal continues into the coming year.

Secure increased funding for the Law Library to support the acquisitions budget, the expanding use of computer research data bases, and labor costs for the extensive hours of operation.

Support from the University enabled the Law Library to appropriately cover the \$60,000 cost of its computer research data bases. This is now a permanent increase to the Library budget. By internal allocation of College funds, the Library will start the 1992-93 year with an adequate student assistant budget which enables the Library to maintain its extensive hours of operation. The acquisitions budget was stable during the past year but will lose ground with the coming fiscal year. This portion of the goal continues into the coming year.

Review space allocation within the College to plan for additional faculty offices and expanding staff activities. The work of the College's staff on these matters over the past year has been shared with a newly formed Space Planning Committee which will take responsibility for planning the College's needs for the next five years and its expansion onto the sixth floor of the Urban Life Building.

Undertake a curriculum review for the betterment of the instructional program and to better guide the faculty recruitment committee to fill new positions. This task was done under the able leadership of Professor Mary Radford, chair of the Curriculum Committee.

Receive AALS Accreditation. Our consultant's "readiness" report itemizes a number of monetary requirements that were not within the ability of the University to fund during this past year. Our goal now is to receive AALS accreditation during the next two years.

Review Academic Assistance Program. Professor Anne Emanuel directed the program this last year, making a number of improvements in its operation.

Bring a visitor to the campus as a part of the SBLI support for a professorship in bankruptcy. Frank R. Kennedy served as the Southeastern Bankruptcy Law Institute Visiting Professor in Bankruptcy Law during the spring semester of 1992. Professor Kennedy is the Thomas M. Cooley Professor of Law Emeritus at the University of Michigan.

Reach an agreement with the Dean of Admissions about the most effective way of handling financial aid for law students. An agreement was made and implemented by which the administration of financial aid for law students is being conducted by employees of the University's Financial Aid Office at its location in Sparks Hall.

Increase donations targeted for minority scholarships, academic assistance, and faculty development. The development activities this past year yielded increased contributions from graduates and other supporters of the College. This year saw the funding of the College's first endowed scholarship fund for \$50,000 and three year support for our newly formed live-client Tax Clinic. Minority scholarships and faculty development continue to be areas that need outside funding. Academic assistance is now viewed as a routine component of our educational program, not an extra that requires unique funding.

3. Assessment activities during 1991-92: Not relevant, because the College of law has no general education or baccalaureate majors.

4. Special purpose accreditations: None

Appendix A. List of Research Projects Underway in 1991-92

Budnitz, Mark E.

Supplement for lender liability book
Casebook for lawyers representing small and medium size businesses in bankruptcy law

Carey, George J.

Distinction between expense and capital expenditures for estate tax purposes
Awards of costs and fees in tax controversies
Structure of like-kind exchanges
Tax treatment of costs associated with dispositions of property

Chutkan, Noelle

International commercial arbitration
Confidentiality privilege in Alternative Dispute Resolution

Edmundson, William

Coherence theories of justification
Families and tribes and the liberal state
Law of self-defense

Emanuel, Anne S.

Georgia Trust Act
Georgia's homicide statutes
Origins of spendthrift trusts

Gregory, William

Casebook on Agency and Partnership

Hartfield, Bernadette, W.
 Marital property in equitable division property regimes

Hogue, L. Lynn
 Casebook on Choice-of-Law in Georgia

Kaminshine, Steven
 Disparate impact under Title VII
 Retroactivity of the Civil Rights Act

Knowles, Marjorie F.
 Comparison of American Law Institute report with relevant
 provisions of Georgia law
 Current issues in corporate governance

Maleski, David
 Georgia Products Liability book

Milich, Paul
 Book on current Georgia evidence
 Hearsay under the Federal Rules
 History of the character evidence rule

Morgan, Patricia
 Business planning casebook
 Tax procedure casebook teacher's manual

Podgor, Ellen
 Nutshell on White Collar Crime

Scott, Charity
 Quality of care defense in health care antitrust litigation

Segall, Eric
 Taxpayer standing and the role of the federal courts

Sobelson, Roy M.
 Clash between malpractice and professionalism
 Exploring the concept of professionalism

Stephens, Corneill A.
 Examination of UCC§2-201

Urbonya, Kathryn R.
 Defining what constitutes a 4th amendment seizure

Williams, Jack
 Constitutional issues concerning pretrial detention
 ERISA and the Bankruptcy Code
 Fraudulent transfers

Appendix B. List of Publications During 1991-92

Blasi, Ronald W.

"Renegotiated Debt: The Search for Standards", The Tax Lawyer, Summer 91 edition (with H. L. Adrion).

Banking Law Review, Columns, 1991.

Bross, James

"Current Developments - Real Property", 6 Probate & Property, #1, Feb. 1992.

Budnitz, Mark E.

"Consumer Bankruptcy Developments", The Business Lawyer, May, 1992.

The Law of Lender Liability, 1992, Supplement No. 1

"The Revision of UCC Articles Three and Four: A Process Which Excluded Consumer Protection Requires Federal Action", Mercer Law Review, 1992.

Hartfield, Bernadette W.

"The Uniform Child Custody Jurisdiction Act and the Problem of Jurisdiction in Interstate Adoption: An Easy Fix?", 43 Okla. L.R. #4 (1991).

Hogue, L. Lynn

"Assaying the Dross in the Gold Club Case: Some Thoughts on Substantive Due Process and Georgia's Barroom Sex Law," 27 Ga. St. B. J. 170 (May 1991) (part of a state constitutional law symposium).

Military Law and Justice, 1991. Three chapters for student instruction at the U.S. Army at West Point.

Kaminshine, Steven

"New Rights for the Disabled: The Americans with Disabilities Act," 39 Journal of American Association of Occupational Health Nurses, 249 (1991)

Maleski, David

Supplement, Proof of Causation in Private Tort Actions in Georgia, 1991.

Milich, Paul S.

"Re-Examining Hearsay Under the Federal Rules: Some Method for the Madness," 39 U. Kan L. Rev. 893 (1991).

"Georgia Evidence - Recent Cases," Calendar Call, Nov. 1991 issue.

Morgan, Patricia T.

Cases and Materials on Tax Procedure and Tax Fraud, 3 ed.,
with Marvin J. Garbis and Ronald B. Rubin (West Publishing
Company, 1991).

Podgor, Ellen S.

"Mail Fraud: Opening Letters," 43 South Carolina Law Review
223 (1992).

"Cultural Insularity and Constitutional Parochialism:
Reckoning with the Bluster of Apolitical Jurisprudence," 19
Hastings Constitutional Law Quarterly (1992).

"Form 8300: The Demise of Law as a Profession," 5 Georgetown
Journal of Legal Ethics 485 (1992).

"Bias v. Difference: An Analysis of Those Who Just Don't Get
It," 54 Albany Law Review 413 (1991).

"And God Created Woman ... But To Be A Criminal Defense
Attorney," 42 Mercer Law Review 713 (1991).

"Forward: Speech, Press, Religion & Assembly: Now and
Tomorrow," 3 St. Thomas Law Forum, 1 (1991).

Radford, Mary

"The Case Against the Georgia Mortmain Statute," GA State
Univ. Law Review, 1992.

Scott, Charity

"HCQIA's Grant of Immunity: Panacea or Pandora's Box,"
Hospital Law Newsletter, vol. 9, no. 3, pp. 1-7 (1992)

"Medical Peer Review Litigation and the Health Care Quality
Improvement Act," (1992). (written for presentation at
National Health Lawyers Association)

"Justices Widen Sherman Act's Application to Hospital Policy,"
The National Law Journal, vol. 14, no. 3, p. 24 (1991).

"Medical Peer Review, Antitrust, and the Effect of Statutory
Reform," 50 Maryland Law Review, 316 (1991).

Segall, Eric J.

"Parochial School Aid Revisited: The Lemon Test, the
Endorsement Test, and Religious Liberty," Univ. of San Diego
Law Review, 1992.

Stephens, Corneill A.

"On Ending the Battle of the Forms: Problems with Solutions,"
Kentucky Law Journal, 1992.

Stephens (cont.)
Georgia Methods of Practice, 1991. Supplement.

Urbonya, Kathryn
"The Constitutionality of High-Speed Pursuits under the Fourth and Fourteenth Amendments," Criminal Law Practice Review, 1992.

Appendix E. Organizational Chart

See attached.

Appendix F. Other items: Professional Activities

Blasi, Ronald
Co-chair, Third Annual Southern Banking Law Conference.
February 1992.
Presenter, Summary of 1991 bank tax developments, Annual Bank Tax Institute held in Orlando, Florida, December 1991.
Lecturer, Annual School for Bank Administration, University of Wisconsin, August 1991

Budnitz, Mark E.
Panelist, Consumer Bankers Association, 71st Annual Conference 1991.
Panelist, National Conference of Bankruptcy Judges, 65th Annual Meeting 1991.
Panelist, ABA Business Law Section Annual Meeting

Edmundson, William
Lecturer, "Distressed Real Estate: Advanced Issues," CLE, November 1991
Attender, Convocation of the Chief Justice's Commission on Professionalism, 1991.
Consultant, Garland Series in Law and Philosophy.
Member, International Association for Philosophy of Law and Social Philosophy (AMINTAPHIL)
Member, American Society for Political and Legal Philosophy
Member, Southern Society for Philosophy and Psychology

Emanuel, Anne S.
Member, Board of Directors, Federal Defender Program, Inc., Northern District of Georgia.
Reporter, Trust Law Revision Committee, State Bar of Georgia

Hartfield, Bernadette
Guest Speaker, Morehouse-Spelman Pre-Law Society -
Invited Participant, Morehouse Research Institute, Fall 1991

Hartfield (cont.)

Associate Professor of Political Science, Spelman College,
Spring 1992.

Hogue, L. Lynn

Presenter, Albany State College, Department of History and
Political Science, series of programs on the Bills of
Rights, Nov. 1991.

Consultant to Administrative Law Judge Patricia
Killingsworth, Workers Compensation Commission of
Georgia.

Johnson, Nancy

Member, WESTLAW Academic Advisory Board, 1992-94

Chair-Elect, Academic Law Libraries Special Interest
Section, American Association of Law Libraries, 1992.

Kadish, Mark J.

Co-Faculty Director, ABA's College of Trial Advocacy, 1992.
Charter Member, 1,000 Lawyers for Justice

Kaminshine, Steven

Chair, Labor and Employment Law Section, Atlanta Bar
Association.

Lecturer, BRG Bar review course

Presenter, "An Assessment of the Law Prohibiting Sexual
Harassment," Federal Bar Association, November 1991

Lanier, E. Ray

Visiting Professor, Johannes Kepler Universitas zu Linz,
Austria, 1992.

Maleski, David

Reporter, Tort Claims Act Committee, State Bar of Georgia,
1991.

Marvin, Charles

Chair, Subcommittee B, EEC Block Exemptions, Committee 404 on
International Technology Transfer, ABA Section on

Patent, Trademark and Copyright Law

Legal Member, GSU International Task Force, Phase I 1991,
Phase II, 1992

Morgan, Patricia T.

Speaker, Exempt Organizations Committee of the ABA's Tax
Section meeting

Reporter, Georgia Nonprofit Corporation Code Revision
Committee

Podgor, Ellen S.

Member, Georgia Association of Criminal Defense Lawyers

Radford, Mary F.

Reporter, Georgia Bar Association committee to revise the Georgia Probate Code, 1992.

Speaker, Rome Estate Planning Council, 1992.

Lecturer, Wills & Trusts, and Estate & Gift Tax courses, BRG/PMBR bar review courses, 1992.

Pro Bono, Georgia death row inmate post-conviction appeals.

Scott, Charity

Presenter, National Health Lawyers Association conference on Anti-trust in the Health Care Field, 1992.

Member, ABA's Task Force on the Health Care Quality Improvement Act

Lecturer, Morehouse School of Medicine

Segall, Eric J.

Speaker, CLE Seminar, sponsored by the National Business Institute, 1992.

Sobelson, Roy M.

Discussion leader, Professionalism Training for Georgia Legal Services Programs and Atlanta Legal Aid Society, 1992.

Founding Member, 1,000 Lawyers for Justice

Speaker, CLE Program at Mercer University Law School on legal advertising and the work of the Formal Advisory Opinion Board.

Stephens, Corneill

Lecturer, SMH Bar Review Course

Chairman, Georgia Athlete-Agent Regulatory Commission.

Arbitrator, State Bar of Georgia

Arbitrator, Fulton County Superior Court

Member, Judicial Nominations Committee of the Decatur-DeKalb Bar Association

Judge, Magistrate Court of DeKalb County

Urbonya, Kathryn

Presenter, Practicing Law Institute two-day conference in New York.

Presenter, Georgia ICLE program

Presenter, Excessive force claims, high-speed pursuits, and qualified immunity, sponsored by the ABA in several cities including New York, San Diego and Chicago.

Williams, Jack F.

Panel participant, Intercorporate Guaranties at ABA Business Bankruptcy Committee Section Meetings in San Francisco and Orlando.

